

# COMMITTEE AMENDMENT FORM

DATE: NOVEMBER 14, 2000

COMMITTEE CITY UTILITIES

PAGE NUM.(S) 1 & 2

ORDINANCE I. D. #00-O-1865

SECTION (S) 3

RESOLUTION I. D. #00-R-

PARA.(S) CAPTION

AMENDS THE LEGISLATION BY INSERTING THE WORDS "AS IT WOULD COST OUT AT RANDALL COURT" IN THE CAPTION AND SECTION 3 AFTER THE WORDS "4 FOOT SIDEWALK" IN THE LEGISLATION.

AMENDMENT DONE BY COUNCIL STAFF 11/14/00

AN ORDINANCE

BY COUNCILMEMBER CLAIR MULLER

AS AMENDED BY CITY UTILITIES COMMITTEE

AN ORDINANCE TO TRANSFER THE SIDEWALK REQUIREMENTS OF SECTION 15-09.003 OF THE CODE OF ORDINANCES FOR THE RANDALL ESTATES SUBDIVISION (4142, 4143, 4154, 4155, 4167, 4168, 4178, 4179, AND 4191 RANDALL COURT), WHICH REPRESENTS APPROXIMATELY 1,300 LINEAR FEET OF 4 FOOT SIDEWALK; THE BUILDER IS TO THEN CONSTRUCT SIDEWALKS AND/OR RETAINING WALLS EQUAL TO THE MONETARY VALUE OF THE 1,300 LINEAR FEET OF 4 FOOT SIDEWALK AS IT WOULD COST OUT AT RANDALL COURT AT THE NEW LOCATION ON THE SOUTH SIDE OF WEST WIEUCA ROAD, FROM THE POINT WHERE EXISTING SIDEWALKS END UP TO LAKE FORREST DRIVE. SHOULD THERE BE ANY MONEY REMAINING, 4 FOOT SIDEWALKS WILL THEN BE CONSTRUCTED ON THE NORTH SIDE OF WEST WIEUCA, FROM THE POINT WHERE EXISTING SIDEWALKS END UP TO LAKE FORREST DRIVE, OR AS FAR AS THE REMAINING AMOUNT OF MONEY WILL ALLOW; AND FOR OTHER PURPOSES.

WHEREAS, pursuant to the application of Exterior Motives to construct the Randall Estates subdivision located at 4142, 4143, 4154, 4255, 4167, 4168, 4178, 4179, and 4191 Randall Court, the builder is required to comply with the provisions of Section 15-09.003 of the Code of Ordinances to provide sidewalks; and

WHEREAS, the construction of sidewalks along the frontage of the property within the Randall Estates subdivision would adversely affect the appearance of the overall subdivision due to the fact that it is a one street subdivision and the street is very short and ends in a large cul de sac, and sidewalks would serve no useful purpose in a configuration such as this; and

WHEREAS, additionally, the construction of sidewalks within Randall Estates subdivision would adversely affect the character of the adjoining neighborhood, due to the lack of any existing sidewalk to which the new sidewalks could connect; and

**NOW, THEREFORE, BE AND IT IS HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA** as follows:

**SECTION 1:** That the requirements of Section 15-09.003 of the Code of Ordinances are hereby transferred from the Randall Estates subdivision, and sidewalks and/or retaining walls, equal to the amount of money 1,300 linear feet of 4 foot sidewalk would have cost the builder to construct sidewalks within Randall Estates, will be constructed on the south side of West Wieuca Road from where existing sidewalks end up to Lake Forrest Drive. If any money is left after construction of sidewalks and/or retaining wall on the south side of West Wieuca Road, then the appropriate amount of sidewalk will be constructed on the north side of West Wieuca Road, from where existing sidewalks end up to Lake Forrest Drive, or as far as the remaining amount of money will allow.

**SECTION 2:** That all other requirements of Section 15-09.003 of the Code of Ordinances for the Randall Estates subdivision located at 4142, 4143, 4154, 4155, 4167, 4168, 4178, 4179, and 4191 Randall Court shall remain in full force and effect.

**SECTION 3:** That the issuance of said permit shall be conditioned on the agreement of the builder, Exterior Motives, to construct the monetary equal of 1,300 linear square feet of 4 foot sidewalk **as it would cost out at Randall Court** along the south side of West Wieuca Road and also along the north side of West Wieuca, funds permitting.

**SECTION 4:** that the Director of the Bureau of Buildings shall not issue any Certificates of Occupancy for any houses within the Randall Estates subdivision located at 4142, 4143, 4154, 4155, 4167, 4168, 4178, 4179, and 4191 Randall Court until such sidewalks and/or retaining walls have been installed by Exterior Motives and approved by the Department of Public Works.

**SECTION 5:** That all ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.